

Memorandum

To: CHAIR AND COMMISSIONERS

Meeting Date: August 13-14, 2003

Reference No.: 2.6b.(2)
Action Item

From: ROBERT L. GARCIA
Chief Financial Officer

Prepared by: Robert Sertich
Chief
Division of Budgets

Ref: **FINANCIAL ALLOCATION AMENDMENTS FOR PROPOSITION 116 RAIL
PROGRAM PROJECT
RESOLUTION BFA-03-02**

RECOMMENDATION:

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve the following resolution(s), allocating a total of \$9,670,000 for two (2) Proposition 116 Rail Program projects on the attached Vote List.

FINANCIAL RESOLUTION:

Resolved That:

A total of \$9,670,000 in Proposition 116 Bond funds, be allocated to the Recipient(s) for the project(s) on the attached Vote List. The project(s), as component phases or in their entirety, appear on the necessary State capital project funding list and are entitled to participate in this allocation.

The Recipient(s) is committed to providing any required local matching funds and to fully fund implementation of the project(s) in compliance with grant funding requirements and Commission policy. For acquisitions of rail right-of-way properties, the Recipient(s) has performed, with diligence, the process of identification and remediation of any hazardous waste in the right-of-way, easements and properties, in accordance with the Commission's established "Hazardous Waste Identification and Clean-up Policy" (Resolution G-91-2).

Reimbursement of eligible costs is subject to the policies, restrictions and assurances as set forth in the Commission's policy for allocating, monitoring, and auditing local assistance grant

projects, and is governed by the terms and conditions for the Fund Transfer Agreement (FTA), and subsequent amendments to the same if required, as executed between the Recipient(s) and the Department.

The Recipient(s) shall provide the Department with quarterly expenditure plans by category including any proposed changes for the balance of all funded project allocations commencing with the first quarter.

In the event that the Recipient(s), or successor public entities, fail or cease to utilize the Project's properties for the intended public transit purposes or sell or transfer title of the Project(s), this Commission shall be entitled to a then present value refund, or credit, at State's option, equivalent to the proportionate funding participation by the State towards the Project(s). The credit due the Commission in each instance will be measured by the ratio of State and other public funding to that provided from Recipient(s). That ratio will be applied to the fair market value of the Project's property.

The Recipient(s) shall provide the Department with notification of contract award within twelve (12) months from the date of this allocation, and must complete the work to be reimbursed and the actual reimbursement within thirty-six (36) months from award of said contract, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Or, Funds allocated for local project development or right of way costs must be expended by the end of the second year following the fiscal year in which the funds were allocated. For local grant projects, the local agency must invoice Caltrans for these costs no later than 180 days after the fiscal year in which the final expenditure occurred unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Attachment(s)

Project # Allocation Amount Recipient RTPA/CTC District-County Legislative District	Project Title Project Description Project Funding	EA Dist-PPNO PA # PUC Code Program / Year Prgm'd Amount	Fund Program Code	Allocation Amount																																																		
2.6b.(2) State Proposition 116 Rail Program Project			Resolution BFP-03-02																																																			
1 \$300,000 Santa Cruz County Regional Transportation Commission SCCRTC 05-Santa Cruz Senate: 11, 15 Assembly: 27, 28	Santa Cruz Branch Line ROW Acquisition Pre-acquisition activities. (Concurrent Project Approval under 2.1d)	R1276A 05-0932 P116/ 03-04 PA-03-XX 99640	P116 30.10.070.000	\$300,000																																																		
	<table> <tr> <th>FUNDING</th><th>PRIOR</th><th>CURRENT</th><th>FUTURE</th><th>TOTAL</th></tr> <tr> <td>State</td><td>\$225,000</td><td>\$300,000</td><td>\$11,847,000</td><td>\$12,372,000</td></tr> <tr> <td>ST-Fed.</td><td>\$0</td><td>\$0</td><td>\$8,853,000</td><td>\$8,853,000</td></tr> <tr> <td>Local</td><td>\$262,000</td><td>\$0</td><td>\$0</td><td>\$262,000</td></tr> <tr> <td>L-Fed.</td><td>\$0</td><td>\$0</td><td>\$1,500,000</td><td>\$1,500,000</td></tr> <tr> <td>TOTAL</td><td>\$487,000</td><td>\$300,000</td><td>\$22,200,000</td><td>\$22,987,000</td></tr> </table>	FUNDING	PRIOR	CURRENT	FUTURE	TOTAL	State	\$225,000	\$300,000	\$11,847,000	\$12,372,000	ST-Fed.	\$0	\$0	\$8,853,000	\$8,853,000	Local	\$262,000	\$0	\$0	\$262,000	L-Fed.	\$0	\$0	\$1,500,000	\$1,500,000	TOTAL	\$487,000	\$300,000	\$22,200,000	\$22,987,000	\$300,000		\$300,000																				
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2 \$9,370,000 Transportation Agency for Monterey County TAMC 05-Monterey Senate: Assembly:	San Francisco-Monterey Intercity Rail Service Acquire the Monterey Branch Line from the Union Pacific Railroad.	XXXXX 05-XXXX P116/ 03-04 PA-03-XX 99638	P116 30.10.070.000	\$9,370,000																																																		
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